

## GOVERNMENT OF ANDHRA PRADESH

### ABSTRACT

**M.W. DEPT.** – Urdu Academy of Andhra Pradesh, Hyderabad – Certain allegations against Sri P. Mahaboob Khan, the then Director & Sri Mohd. Omer, Superintendent (Retd.), Urdu Academy - Departmental action in accordance with the procedure laid down in Rule 20 of the Andhra Pradesh Civil Services (CC&A) Rules, 1991 – Initiated - Articles of charges – Issued.

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### MINORITIES WELFARE (V&C) DEPARTMENT

**G.O.Rt.No. 151.**

**Dated: 23<sup>rd</sup> May, 2012.**

**Read:**

Vigilance Report No.17 (C.No.1817/V&E/D4/2008) dated 24-02-2012, of General Administration (V&E) Dept.

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### **ORDER:**

It is proposed to hold an enquiry against Sri P. Mahaboob Khan, the then Director, and Sri Mohd. Omer, Superintendent (Retd.), Urdu Academy of A.P., in accordance with the procedure laid down in Rule 20 of the Andhra Pradesh Civil Services (Classification, Control and Appeal) Rules, 1991.

2. The Article of Charges framed and the substance of imputations of misconduct or misbehaviour in respect of which the inquiry is proposed to be held is set out in the enclosed (Annexure-I and II). A list of witnesses by whom and a list of documents by which the articles of charges proposed to be sustained are also enclosed (Annexure-III and IV).

3. The above said Sri P. Mahaboob Khan, the then Director, and Sri Mohd. Omer, Superintendent (Retd.), Urdu Academy of A.P., is directed to submit a written statement of their defence, within 10 days from the date of receipt of this order.

4. The above said Sri P. Mahaboob Khan, the then Director, and Sri Mohd. Omer, Superintendent (Retd.), Urdu Academy of A.P., are informed that an Inquiry will be held only in respect of those articles of charge as are not admitted. They should therefore, specifically admit or deny the article of charge.

5. The above said Sri P. Mahaboob Khan, the then Director, and Sri Mohd. Omer, Superintendent (Retd.), Urdu Academy of A.P., are further informed that if they do not submit their written statement of defence on or before the date specified in Para-3 above, further action will be processed based on the material available.

6. Attention of Sri P. Mahaboob Khan, the then Director, and Sri Mohd. Omer, Superintendent (Retd.), Urdu Academy of A.P., are invited to Rule-24 of the A.P. Civil Services (Conduct) Rules, 1964, under which no Govt. Servant shall bring or attempt to bring any political or outside influence to bear upon any superior authority to further their interest in respect of matters pertaining to their service under the Govt. If any representations received on their behalf from another person in respect of any matter dealt within these proceedings it will be presumed that Sri P. Mahaboob Khan, the then Director, and Sri Mohd. Omer, Superintendent (Retd.), Urdu Academy of A.P., are aware of such a representation and that it has been made at their instance and action will be taken against them for violation of Rule-24 of the A.P. Civil Services (Conduct) Rules, 1964.

***(P.T.O.).***

7. The receipt of the G.O. may be acknowledged.

**(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)**

**J. RAYMOND PETER,  
PRL. SECY. TO GOVT. & SECRETARY (I/C.).**

**To**

Sri P. Mahaboob Khan, the then Director, Urdu Academy  
now working as Asst. Commissioner, M.W. Dept. **(w.e.)**.

Sri Mohd. Omer, Superintendent (Retd.), Urdu Academy of A.P., through  
Director/Secy., Urdu Academy of A.P., Hyd.**(w.e.)**. (The Director/Secretary, Urdu  
Academy is directed to serve the G.O. on the individual and return the served copy).

**Sf/Sc.**

//FORWARDED::BY ORDER//

**SECTION OFFICER**

## **ANNEXURE-I**

### **STATEMENT OF ARTICLE OF CHARGES FRAMED AGAISNT SRI P. MAHABOOB KHAN, THE THEN DIRECTOR, AND SRI MOHD. OMER, SUPERINTENDENT (RETD.), URDU ACADEMY ANDHRA PRADESH PRESENTLY WORKING AS ASST. COMMISSIONER, MINORITIES WELFARE.**

Based on the petition of Sri Mohd. Umar, President, Urdu Academy Computer Centers and Libraries Employees Welfare Association alleging certain irregularities against Sri Mohd. Raheemuddin Ansari, Chairman/President, Urdu Academy of A.P., Hyd., referred by the Institute of Lokayuktha, the Vigilance & Enforcement took up the enquiry.

During the course of enquiry the Vigilance & Enforcement Department has found that the Ex-President, Sri Mohd. Raheemuddin Ansari of the Urdu Academy has paid an excess amount of Rs.94,774/- by not producing the required receipts/bills towards TA & DA for his tours performed by him during his tenure.

Sri P. Mahaboob Khan, who is presently working as Asst. Commissioner in Minorities Welfare Department, worked as Director, Urdu Academy during the period from November, 2007 to February, 2009, and Sri Mohd. Omer, Superintendent, of the Academy are responsible for excess drawal of the above amount. Hence, it has been recommended initiation of suitable action as deemed fit against the Director, Sri Mahaboob Khan and Supdt., Sri Mohd. Umar of Urdu Academy for failure to appraise the President about financial rules pertaining to drawal of TA., & DA., etc., and for not following the procedure in maintenance of Accounts of financial transaction and for failure to follow financial rules of TA & DA and failure to recover excess TA & DA and other expenditure from the President.

Sri P. Mahaboob Khan, the then Director, and Sri Mohd. Omer, Superintendent (Retd.), Urdu Academy committed grave misconduct in as much as they did not follow the financial rules pertaining to drawal of TA & DA., and not followed the procedure in maintaining the accounts of financial transactions and thereby failed to comply and violated Rule 3 (1) of A.P.C.S. (Conduct) Rules, 1964.

**J. RAYMOND PETER,  
PRL. SECY. TO GOVT. & SECRETARY (I/C.).**

**SECTION OFFICER**

## **ANNEXURE-II**

### **STATEMENT OF IMPUTATIONS OF MISCONDUCT IN SUPPORT OF ARTICLE OF CHARGES FRAMED AGAISNT SRI P. MAHABOOB KHAN, THE THEN DIRECTOR, AND SRI MOHD. OMER, SUPERINTENDENT (RETD.), URDU ACADEMY ANDHRA PRADESH PRESENTLY WORKING AS ASST. COMMISSIONER, MINORITIES WELFARE.**

The Urdu Academy is an autonomous body constituted by the Govt. of A.P., vide G.O.Ms.No.1446, dated 31-12-1975, registered under A.P. (Telangana Area) Public Societies Registration Act, 1350 Fasli, for promotion, protection and development of Urdu Language and literature. As per the by-laws of the academy the policies and projects of the Academy are to fulfill the aims and objectives of the Academy as determined by the Board of Governors of the Academy. All the schemes which are implemented by the Urdu Academy are annual schemes such as (i) Awards (ii) Financial Assistance (iii) Vocational Courses (iv) Scholarships (v) Opening of Urdu Schools (vi) Provision of infrastructure facilities, etc.

It is the policy decision of the Urdu Academy to help the Urdu Writers, Poets, Journalists and men of letters by providing them with some financial assistance for medical expenses on receipt of applications from them in this regard considering the services rendered by them for the promotion and development of Urdu language and literature. These expenses are met from the head" preserving the promotion of Urdu language". The Academy also releases advertisements to the press from time to time for implementing schemes and activities. The expenses are met from the budget provided under the respective schemes. These advertisements are released to create awareness among the minorities about the activities and schemes implemented or being implemented by the Govt. The Urdu Academy provides financial Assistance for promoting Urdu language by conducting Mushairas, Ghazals, Seminars etc., as it has been the traditional practice that the Urdu language and the people are associated in some way or other with the cultural literary activities.

The petitioner secured certain information relating to the expenditure incurred towards TA., DA., of the President of Urdu Academy and also the expenditure incurred towards scholarships, mushairas, advertisements, medical aid to the journalist. He expressed doubt about the genuiness of the expenditure incurred for the above programmes by citing cheque numbers issued by the Urdu Academy.

Sri Raheemuddin Ansari, was appointed as President/Chairman of Urdu Academy on 10-08-2006, and continued for three years. During his tenure he claimed TA., DA., vehicle hiring charges, telephones charges and perks. The Petitioner alleged that the President claimed excess amount of TA., DA., and also drew the amount through self-cheques un-accountably and looted the funds of the Urdu Academy.

**1. Allegation:** Excess drawal of T.A., & D.A., by President through Cheque Numbers 58123, 581123, 581220, 581245, 580580, issued towards TA., DA., of the President.

#### **FACTS OF ENQUIRY:**

The verification of the records shows that the academy released Rs.3,24,510/- in 2007-08, Rs.2,52,314/- in 2008-09 and Rs.1,35,986/- in 2009-10 towards TA., DA., of the President Sri Raheemuddin Ansari.

The Cheque No.553519, dated 18-03-2008, for Rs.68,500/- was issued to the President as advance payment for his official tour to Jammu & Srinagar towards TA., DA., and other expenses. The file was circulated for sanction of Rs.68,500/- to meet his tour expenses and after approval the above cheque was issued to the President. The President has furnished flight tickets for Rs.25,586/- and certificate of tour expenditure showing Rs.25,586/- for flight tickets, Rs.3,200/- for local Taxi (3 days) Rs.1,200/- for DA @ 400 (for 3 days), Rs.46,614/- received for boarding and other expenses but he failed to furnish the bills of lodging charges and other expenditure.

***(P.T.O.).***

**Thus total amount recoverable from President is =**  
**Amount drawn Rs.68,500/- - eligible amount of Rs.29,836/- = Rs.38,664/-.**

(b) Allegation: The petitioner cited another cheque vide No.58123 for Rs.35,000/-, dated 20-05-2008 and alleged that the Academy failed to mention why the TA and DA has been claimed.

**FACTS OF ENQUIRY:**

Verification of the record shows that the above cheque was issued to the President, towards TA., & DA., for his official tour to Delhi to meet the Director of National Council for Promotion of Urdu language. The President submitted certificates of tour expenditure of Rs.7,461/- for flight tickets, Rs.4,300/- for local taxi (5 days) Rs.2,000/- for DA., (5 days) and Rs.21,239/- received for boarding and other expenditure. He failed to submit the flight tickets, boarding and other expenditure and also claimed excess amount of Rs.250/- for DA for local taxi charges.

**Thus the total amount recoverable from the President is =**  
**Amount drawn Rs.35,000/- - eligible amount of Rs.6,050/- = Rs.28,950/-**

**Allegation:** The petitioner cited another cheque for Rs.27,000/- vide No.581198, dated 14-05-2008, issued to the President, towards TA & DA., for his official tour to Delhi and alleged that the President claimed excess amount as the cost of the Air Tickets will be around Rs.12,000/- and the DA is around 400 per day:

**FACTS OF ENQUIRY:**

The above cheque was issued to the President after approval. The President submitted certificates of expenditure for his official tour to Delhi showing that he incurred Rs.13,300/- for flight tickets, Rs.2,700/- local taxi, Rs.1,200/- for DA., Rs.3,600/- received for boarding charges and Rs.6,200/- for other expenditure. But, he failed to submit the flight tickets, lodging and other expenditure bills and also claimed excess amount of Rs.150/- for DA and Rs.2,000/- for local taxi.

**Thus the total amount recoverable from the President is =**  
**Amount drawn Rs.27,000/- - eligible amount of Rs.3,750/- = Rs.23,250/-**

The cheques issued vide No.581220, dated 15-05-2008, and No.581245, for a total amount of Rs.19,500/-, the V&E Dept., has stated that no excess drawal was observed.

The V&E Dept., has mentioned that the officials of Urdu Academy stated that there are no special financial rules for the Academy. When there are no special rules for the Urdu Academy, the General Rules applicable to the Ministers as per G.O.Ms.No.205, Finance (TA) Dept., dated 21-08-2008, have to be followed, because as per the G.O. the President of the Urdu Academy comes under the Category of a Minister. He is eligible for flight charges but, he has to enclose the Xerox copies of the tickets or atleast mention the flight No. and ticket Nos. But, while the President enclosed copies of the flight tickets most of the time he failed to furnish the flight & Ticket numbers as other terms when no flight tickets were enclosed. He is eligible for DA., @ Rs.350/- per day for tours to any place outside the State. Further, he failed to present TA., claim in the TA., Bill Form to facilitate calculation of amount of DA., that he is eligible for. However, he has given certificate showing one day/two days etc., and claimed DA., @ Rs.400/- and above per day, where as he is eligible for Rs.350/- per day outside the State and Rs.300/- per within the State. During his tenure he claimed Rs.23,880/- as DA., for his (57) days of tour. He is actually eligible for Rs.19,950/- @ Rs.350/- per day. Thereby he has drawn excess amount of DA., of Rs.3,930/-. He is also

*Conttd..3...*

eligible to claim actual Taxi fare from the Airport to the place of stay and place of stay to Airport. There is no provision for drawal of TA., under the Head other expenditure. But, there expenditure under other expenditure may be related to lodging charges and the claim of lodging charges claimed only on production of certificate that Govt. accommodation is not available and also production of original receipt from lodging house. As the President failed to enclose any receipt of lodging charges he is not eligible for the same. So, the amount of Rs.94,774/- (Rs.38,664/- + Rs.28,950/- + Rs.23,250/- + Rs.3,930/-) ( as President had not produced flight tickets, lodging bills and incurred excess drawal of DA), should be recovered from the President. **Hence the allegation is substantiated.**

The General Administration (V&E) Department, has finally recommended for recovery of Rs.94,774/- from the Ex-President, and to take suitable action as deemed fit against the Director, Sri Mahaboob Khan and Supdt., Sri Mohd. Umar of Urdu Academy for failure to appraise the President about financial rules pertaining to drawl of TA & DA etc., and for not following the procedure in maintenance of Accounts of financial transaction and for failure to follow financial rules of TA & DA and failure to recover excess TA & DA and other expenditure from the President. Hence, it is felt that they have failed to perform their official duties, caused loss to the Government exchequer.

Thus Sri P. Mahaboob Khan, the then Director, Urdu Academy of Andhra Pradesh by his above mentioned acts has exhibited lack of integrity, devotion to duty and conduct unbecoming of Govt. Servant and thereby contravened Rule 3(1) and (2) of A.P. Civil Service (Conduct) Rules, 1964.

**J. RAYMOND PETER,  
PRL. SECY. TO GOVT. & SECRETARY (I/C.).**

**SECTION OFFICER**

**ANNEXURE-III**

**LIST OF WITNESSES:**

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- 2.

**J. RAYMOND PETER,  
PRL. SECY. TO GOVT. & SECRETARY (I/C.).**

**SECTION OFFICER**

**ANNEXURE-IV**

**LIST OF DOCUMENTS:**

Vigilance Report No.17 (C.No.1817/V&E/D4/2008), General Administration  
(V&E) Department, dated 24-02-2011.

**J. RAYMOND PETER,  
PRL. SECY. TO GOVT. & SECRETARY (I/C.).**

**SECTION OFFICER**